IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

WP(C).No. 10640 of 2007(N)

PETITIONER:

K.V.KURIAKOSE, RETIRED SELECTION GRADE LECTURER, BASELIUS COLLEGE, KOTTAYAM, RESIDING AT KULANGARAKUDIYIL HOUSE, AIRAPURAM P.O, KEEZHILLAM, MUVATTUPUZHA.

BY ADV. SRI.KRB.KAIMAL (SR.)
SRI.ANIL K.NAIR
SRI.B.UNNIKRISHNA KAIMAL
SRI.V.MADHUSUDHANAN
SRI.PRAMJI PAUL VAZHAPPILLY

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVT. OF KERALA, HIGHER EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF COLLEGIATE EDUCATION, THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF COLLEGIATE EDUCATION, KOTTAYAM.

BY GOVERNMENT PLEADER (SHRI A. J. VARGHESE)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 10640 OF 2007 N

Dated this the 28th March, 2007

JUDGMENT

Petitioner has approached this Court with the prayer for a direction to consider Exts.P1, P3, P6 and P7 with due regard to Ext.P4 and to issue appropriate orders to grant fixation of pay at Rs.14,940/= in the Selection Grade to the petitioner in November, 1997 and to grant all consequential benefits of fixation of pay and revision of pensionary benefits with arrears due thereunder. According to petitioner, by Ext.P4, the Manager has ordered that the period of service from 1.4.1969 to 15.6.1969 in respect of the petitioner, Selection Grade Lecturer is condoned, and it is stated that it may be included in the total pensionable service. By Ext.P5, the Manager addressed the Higher Education Secretary. Petitioner has preferred Exts.P6 and P7.

2. Heard the learned Government Pleader also. He points out that Ext.P6 is a detailed petition. Petitioner retired on

31.3.1998. He also points out that Exts.P6 and P7 representations were filed only in 2006. No doubt, petitioner points out that he has already filed Ext.P1 in the year 2001. The Writ Petition is, however, disposed of directing first respondent to consider and take a decision on Exts.P6 and P7 strictly in accordance with law, within a period of two months from the date of receipt of a copy of this Judgment. I make it clear that it is open to the first respondent to consider the question of delay also, when it takes a decision in the matter.

K. M. JOSEPH, JUDGE

kbk.